MEETINGS TO DATE 8 NO. OF REGULARS 7 NO. OF SPECIALS 1

LANCASTER, NEW YORK APRIL 5, 1982

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 5th day of April, 1982, at 8:00 P.M. and there were:

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR

RONALD A. CZAPLA, COUNCILMAN

ROBERT H. GIZA, COUNCILMAN

LEONARD E. GRZYBOWSKI, COUNCILMAN

DONALD E. KWAK, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK

DOMINIC J. TERRANOVA, TOWN ATTORNEY

RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY

ROBERT LABENSKI, TOWN ENGINEER

THOMAS E. FOWLER, CHIEF OF POLICE

ROBERT L. LANEY, BUILDING INSPECTOR

BID OPENINGS:

None

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board held a Public Hearing to hear all persons upon the proposed repeal of Section 46-10 of the Vehicle and Traffic Ordinance of the Town of Lancaster, New York, designated Chapter 46 of the Code of the Town of Lancaster, and enactment and adoption in place thereof a new Section 46-10.

PUBLIC HEARING SCHEDULED FOR 8:00 P.M. CONT'D.:

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPONENTS

NONE

OPPONENTS

NONE

ON MOTION BY COUNCILMAN GRZYBOWSKI, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:10 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter until their next meeting scheduled for April 19, 1982.

PUBLIC HEARING SCHEDULED FOR 9:00 P.M.:

At 9:00 o'clock P.M. (Prevailing Time) the Town Clerk stated that a further Public Hearing had been called for this meeting at the Town Hall, in said Town at 9:00 o'clock P.M. (Prevailing Time) to consider an increase and improvement of facilities of Sewer District No. 2 and all extensions in the Town of Lancaster, and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law. The Town Clerk presented in full, the notice calling said further Public Hearing and presented affidavits showing that certified copies of said notice had been duly published and posted pursuant to the provisions of Article 12 of the Town Law.

The Supervisor stated that the hearing in the said matter was now open and asked if there were any interested persons present who desired to be heard. The following persons appeared in favor of the increase and improvement of facilities of said Sewer District No. 2 and all extensions:

PUBLIC HEARING SCHEDULED FOR 9:00 P.M. CONT'D.:

Sigmund Borowski, 405 Central Avenue, Lancaster, New York
Melvin Szymanski, 253 Broezel Avenue, Lancaster, New York
James Jeziorski, 269 Broezel Avenue, Lancaster, New York
John Woloszynski, 10 Donna Lea, Lancaster, New York
Louis Ferry, 219 Broezel Avenue, Lancaster, New York
Sam Manti, 480 Central Avenue, Lancaster, New York
(with reservations on forced main)

Edward Gawrys, 380 Central Avenue, Lancaster, New York (provided good inspections and workmanship on project)

Donald Symer, 610 Columbia Avenue, Lancaster, New York (of remedial work primarily)

The following persons appeared in opposition to said increase and improvement of facilities:

NONE

The Town Clerk reported that the following pertinent communications had been received:

NONE

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the Public Hearing closed at 11:10 P.M.

The Town Board then adopted a resolution hereinafter spread at length in these minutes adopting an order calling for an Increase and Improvement of Facilities of Sewer District No. 2 and all its extensions.

ON MOTION BY COUNCILMAN GRZYBOWSKI, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 11:10P.M.

OFFICIAL REPORTS:

None

COMMITTEE REPORTS:

Councilman Giza, for the Street Lighting Committee, presented a proposal from the New York State Electric & Gas Corporation, dated March 23, 1982, recommending replacement of defective mercury vapor fixtures with high pressure sodium fixtures at substantial cost savings to the Town of Lancaster.

The Town Clerk was directed to prepare a resolution for the Town Board meeting of April 19, 1982 authorizing the use of high pressure sodium units where a cost savings would result to the Town of Lancaster.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI, TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board held March 15, 1982, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN CZAPLA , TO WIT:

WHEREAS, the Town Youth Bureau, in cooperation with the Lancaster Central School District Administration and members of the Town Board of the Town of Lancaster have proposed and generated a program for Social Work/Counselor to work in the Town of Lancaster with Lancaster Central School Children in response to a demonstrated need for such services in order to reduce juvenile delinquency, enhance educational and social opportunities for youth of the Town of Lancaster, and to reduce the impact of drug use, truancy, vandalism and juvenile pregnancy, and otherwise reduce the impact of social pressures upon single-parent youth, and

WHEREAS, the program application and budget provides for a total budget of \$20,000.00 to be shared by Division for Youth of the State of New York in the sum of \$10,000, the Town of Lancaster in the sum of \$5,000.00 and the Lancaster Central School District in the sum of \$5,000.00,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

- 1. That the Town Board of the Town of Lancaster hereby approved the establishment of a joint program for Social Work/Counselor to work in the Town of Lancaster with Lancaster Central School children in response to a demonstrated need for such services in order to reduce juvenile delinquency, enhance educational and social opportunities for youth of the Town of Lancaster, and to reduce the impact of drug use, truancy, vandalism and juvenile pregnancy, and otherwise reduce the impact of social pressures upon single-parent youth, for the period commencing July 1, 1982 and ending June 30, 1983.
- 2. That funding for the program, at a total cost of \$20,000.00 shall be provided at 50% from the State Division for Youth, 25% from the Town of Lancaster to be drawn from the General Fund Account "Contingent Purposes", and 25% from the Lancaster Central School District.

3. That the Supervisor, with the assistance of the Town Attorney, forward the approval and program application to the Lancaster Central School District and to Robert Gorman of Erie County Youth Services.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KWAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA, TO WIT:

WHEREAS, the Town Attorney of the Town of Lancaster, by letter dated March 23, 1982, has recommended that Richard J. Sherwood, Deputy Town Attorney, be authorized to attend the Municipal Law Section Seminar at New York City on April 29, 1982,

NOW, THEREFORE, BE IT

RESOLVED, that RICHARD J. SHERWOOD, Deputy Town Attorney of the Town of Lancaster, be and is hereby authorized to attend said seminar, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount to to exceed \$175.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KWAK , TO WIT:

WHEREAS, J. Raymond Barnhardt, former Councilman of the Town of Lancaster, prior to the expiration of his term in office, was commissioned by the Town Board to oversee the creation of an offical Town Seal for the Town of Lancaster, and

WHEREAS, with the assistance of Doris Huber, art instructor with the Lancaster Central School District, several preliminary versions of an official Town Seal have been rendered and refined, and

WHEREAS, the Town Board of the Town of Lancaster, by letter dated March 15, 1982, has been presented with a final rendering of the proposed Town Seal incorporating all recommendations and revisions,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby adopts as its official Town Seal the rendering presented to it by letter dated March 15, 1982 from former Councilman J. Raymond Barnhardt, said letter being assigned Agenda Item No. 193 of the Town Board meeting of March 15, 1982, and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster forward a copy of this resolution to former Councilman Barnhardt and to Doris Huber expressing the thanks of the Town Board for their efforts in researching and designing this seal.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK VOTED YES
SUPERVISOR KEYSA VOTED YES

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THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric & Gas Corporation has submitted a proposal, dated March 18, 1982, for improvement of street lighting on William Street, within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the said Lighting Committee, after investigation, review, and consideration, has recommended the said installation as contained in said proposal,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric & Gas Corporation be and is hereby authorized to make the following installation of 1 - 5200 lumen HPS lamp at \$59.90:

William Street

Install 1 - 5200 lumen HPS lamp @ \$59.90 ea. (P-239, L-289)

TOTAL ANNUAL INCREASE \$59.90

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK VOTED YES

SUPERVISOR KEYSA VOTED YES

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THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KWAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI, TO WIT:

WHEREAS, the Twin District Volunteer Fire Co., Inc., by letter dated March 22, 1982, has requested confirmation of one (1) new member duly elected to the membership of the Twin District Volunteer Fire Co., Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the membership of the following individual in the Twin District Volunteer Fire Co., Inc.:

John Maccarone 36 Squirrel Run Drive Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has approved an Agreement between the Town and the Town of Lancaster Highway Unit Local 815, CSEA, which requires the Town to provide Blue Cross & Blue Shield, \$1,000,000.00 50/51 Major Medical Plan Coverage, \$100.00 deductible, for each employee covered under the Agreement, and

 $\label{eq:WHEREAS} \mbox{ WHEREAS, the Town Board has heretofore provided said coverage to} \\ \mbox{members of the police, and}$

WHEREAS, for reasons of uniformity and equity toward all active town employees, it is in the public interest to provide the same coverage to all other actively employed town officials and employees who otherwise qualify for healthcare coverage;

NOW, THEREFORE, BE IT RESOLVED, as follows:

- 1. That the Town Board of the Town of Lancaster provides Blue Cross & Blue Shield \$1,000,000.00, 50/51 Major Medical Plan Coverage, \$100.00 deductible for each employee covered under the Agreement and to all other actively employed town officials and employees who otherwise qualify for healthcare coverage under the existing policy of the Town of Lancaster, effective May 14, 1982, and
- 2. That a certified copy of this resolution be forwarded to the Superintendent of Highways and the President of the Town of Lancaster Highway Unit, Local 815 CSEA.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN CZAPLA , TO WIT:

WHEREAS, the State of New York Office of Mental Retardation and Developmental Disabilities has informed the Supervisor by letter dated March 15, 1982, of the interest and intent of the West Seneca Developmental Disabilities Service Office to establish a state operated Intermediate Care Facility for developmentally disabled persons in the Town of Lancaster, identifying a potential site at 311 Stony Road in said township, and

WHEREAS, pursuant to Section 41.34 of the Mental Hygiene Law of the State of New York, the Town of Lancaster has forty (40) days after receipt of such notice to take certain action with regard thereto, including approval of the site, suggestion of one or more suitable sites, or an area within its jurisdiction which can accommodate such facility or facilities, and

WHEREAS, pursuant to said section of law, the Town may hold a public hearing with regard thereto, and

WHEREAS, it is in the public interest in order to afford the widest and most complete dissemination of information to the area residents and to the community at large relative to the interest and intent of the West Seneca Developmental Disabilities Service Office to establish a state operated Intermediate Care Facility for Developmentally Disabled Persons, at 311 Stony Road, to hold a Public Hearing relative thereto;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster shall hold a Public Hearing on April 19, 1982 at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of hearing all persons for and against the establishment of a state operated Intermediate Care Facility for Developmentally Disabled Persons at 311 Stony Road, Lancaster, New York, by the West Seneca Developmental Disabilities Service Office, and to

take such action as the Town Board may deem appropriate under Section 41 3^{th} of the Mental Hygiens Law of the State of New York, and

- 2. That a Legal Notice of said Public Hearing be published in the Lancaster Enterprise & Journal on April 8, 1982, and posted on the Town Bulletin Board, in form attached hereto and made a part hereof, and
- 3. That a certified copy of this resolution be forwarded by the Town Clerk to Thomas J. Lillis, Jr., ACSW, Acting Director of the West Seneca Developmental Disabilities Service Office

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

LEGAL NOTICE

NOTICE OF HEARING PURSUANT TO \$41.34 OF THE MENTAL HYGIENE LAW

TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to a resolution of the fown Board of the Town of Lancaster, adopted on the 5th day of April, 1982, the said Town Board will hold a Public Hearing on the 19th day of April, 1982, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons for against the establishment of a state operated Intermediate Care Facility for Developmentally Disabled Persons at 311 Stony Road, Lancaster, New York, by the West Seneca Developmental Disabilities Service Office.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE TOWN OF LANCASTER

BY: ROBERT P. THILL Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KWAK , TO WIT:

 $\label{thm:continuous} \mbox{WHEREAS, vancancies exist on the Board of the Town of Lancaster} \\ \mbox{Youth Bureau, and}$

WHEREAS, the Chairman of said Board, by letter dated January 18, 1982, has recommended the appointment of individuals to fill said vacancies,

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby appointed members of the Town of Lancaster Youth Bureau for the period April 5, 1982 to May 31, 1982:

Kenneth Hamilton 26 Stephens Court Lancaster, New York Rose Gatti 5021 William Street Lancaster, New York

Karen Tanner 18 Lombardy Street Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK VOTED YES

SUPERVISOR KEYSA VOTED YES

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THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

A Regular meeting of the Town Board of the Town of Lancaster, in the County of Erie, New York, was held at the Town Hall , in said town, on the 5th day of April , 1982.

PRESENT:

Hon. Stanley Jay Keysa, Ronald A. Czapla Councilman Robert H. Giza Councilman Leonard E. Grzybowski, Councilman Donald E. Kwak Councilman

In the Matter of the

Increase and Improvement of Facilities of Sewer District No. 2 and all extensions, in the Town, in the County of Erie, New York pursuant to Section 202-b of the Town Law.

RESOLUTION AND ORDER AFTER PUBLIC HEARING

WHEREAS, the Town Board of the Town of Lancaster (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, on behalf of Sewer District No. 2 and all extensions, in the Town (herein called "District"), has requested Krehbiel-Guay-Rugg-Hall, engineers duly licensed by the State of New York (herein called "Engineers"), to prepare a preliminary map, plan and report for the increase and improvement of facilities of the District consisting of the reconstruction, in part, of sanitary sewer lines, the construction of additional sewer lines, and the construction, of a pumping station, and including land or rights in land, original furnishings, equipment, machinery and apparatus required therefor, at a cost not to exceed \$1,717,500; and

WHEREAS, the Engineers completed such map and plan and estimate of cost and filed same with the Town Board, the Town Board thereafter adopted an order describing in general terms the proposed increase and improvement of the facilities, specifying the estimated cost thereof, and stating that the Town Board would

meet to hear all persons interested in said increase and improvement of facilities on March 15, 1982, at 8:15 o'clock P.M. (Prevailing Time) and on April 5th, 1982, at 9:00 o'clock P.M. (Prevailing Time) at the Town Hall, 21 Central Avenue, in the Town, and

WHEREAS, copies of such Orders, certified by the Town Clerk, were duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, such public hearings were duly held by the Town Board on the 15th day of March, 1982, at 8:15 o'clock P.M. (Prevailing Time), and on this 5th day of April, 1982, at 9:00 o'clock P.M. (Prevailing Time) at the Town Hall, 21 Central Avenue, in the Town, and considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of the facilities;

Now, therefor, on the basis of the information given at such hearing, it is hereby $% \left(1\right) =\left(1\right) +\left(1\right)$

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$1,717,500; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineers heretofore retained by the Board shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of the facilities and with the assistance of Dominic J. Terranova, Esq., prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that the expense of said increase and improvement of facilities shall be assessed, levied and collected from the several lots and parcels of land in the District which the Town Board shall deem especially benefitted by said facilities so much upon and from each as shall be in just proportion to the amounts of benefit which the improvement shall confer upon the same; any amounts received from the United States of America and/or the State of New York shall be expended towards the cost thereof or redemption of the bonds issued therefor or shall be budgeted as an offset to the taxes and/or assessments to pay the principal of and interest on said bonds; and its is hereby

FURTHER ORDERED, that the Town Clerk record a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Erie County within ten (10) days after adoption thereof.

DATED: April 5 , 1982

TOWN BOARD OF THE TOWN OF LANCASTER

[SEAL]

Members of the Town Board of the Town of Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

> COUNCILMAN CZAPLA VOTED YES

> VOTED YES COUNCILMAN GIZA

> VOTED YES COUNCILMAN GRZYBOWSKI

> VOTED YES COUNCILMAN KWAK

> VOTED YES SUPERVISOR KEYSA

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KWAK , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK, ADOPTED , 1982, APPROPRIATING \$1,717,500 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF SEWER DISTRICT NO. 2 AND ALL EXTENSIONS, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$1,717,500 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION, AND AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID SPECIFIC OBJECT OR PURPOSE OR REDEMPTION OF SAID BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES AND/OR ASSESSMENTS FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS

Recital

WHEREAS, following preparation of a map, plan and report for the increase and improvement of facilities of Sewer District No. 2 and all extensions (herein called "District"), in the Town of Lancaster (herein called "Town"), in the County of Erie, New York, consisting of the reconstruction, in part, of sanitary sewer lines, the construction of additional sewer lines, and the censtruction, of a pumping station, and including land or rights in land, original furnishings, equipment, machinery and apparatus required therefor, and after a public hearing duly called and held, the Town Board of the Town setermined, that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;

Low, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town hereby appropriates the amount of \$1,717,500 for the increase and improvement of facilities of the listrict, all in accordance with the map, plan and report Elepated by Krehbiel-Guay-Rugg-Hall, engineers duly licensed by the State of New York, on file in the office of the Town Clerk and hereby approved. The estimated maximum cost of said specific defect or purpose, including preliminary costs and costs includental thereto and the financing thereof, is \$1,717,500 and

the plan of financing includes the incurance of \$1,717,500 serial toods of the Town and the the assessment, levy and collection of special assessments upon the several lots and parcels of land in the District which the Town Board shall deem especially benefitted by said facilities so much upon and from each as shall to in just proportion to the amount of benefit which the improvement shall confer upon the same to pay the principal of and interest on said bonds; and amounts received from the United States of America and/or the State of New York shall be expended towards the cost thereof or redemption of the bonds issued therefor or shall be budgeted as an offset to the taxes and/or incressment to pay the principal of and interest on said bonds.

Section 2. Serial bonds of the Town are hereby authorized to be issued in the principal amount of \$1,717,500, pursuant to the provisions of the Local Finance Law, constituting Thapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

- (a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued within the limitations of Section 11.00.a. (4) of the Law, is forty (40) years.
- (b) Current funds are not required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes in anticipation of the cale of such bonds, pursuant to the provisions of Section 107.00 (d) (l) of the Law.
- (c) The proposed maturity of the bonds authorized by this resolution may exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds, shall be general obligations of the Town payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond

Enticipation notes, or, the renewals of said Notes and of Section 10.00 and Sections 56.00 to 60.00 of the Law, the powers and Options of the Town Board relative to authorizing bond Unicipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said Sunds, and the renewals of said Notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this pollution and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or surpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is accommod within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK VOTED YES

SUPERVISOR KEYSA VOTED YES

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THE FOLLOWING RESOLUTION WAS DEFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN CZAPLA , TO WIT:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk is hereby directed to publish the foregoing bond resolution, in full, in "the "LANCASTER ENTERPRISE & JOURNAL"" a newspaper published in Lancaster, New York, and having a general circulation in said Town, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK VOTED YES

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA , TO WIT:

WHEREAS, the Supervisor has heretofore forwarded a PO-17 Form for the establishment of the position of Detective ~ (Temporary), in the Town of Lancaster Police Department, and

WHEREAS, establishment of said position has been approved by the County of Erie Department of Personnel, and

WHEREAS, the Chief of Police has recommended the promotion of PETER

A. ARENA to the position of Detective - (Temporary), effective April 12, 1982,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

- 1. That the Town Board of the Town of Lancaster hereby establishes the position of Detective (Temporary) in the Police Department of the Town of Lancaster, effective immediately;
- 2. That the promotion of Officer PETER A. ARENA to the position of Detective (Temporary) in the Town of Lancaster Police Department is hereby confirmed, effective April 12, 1982, at an annual salary of \$21,677.00. Said appointment shall be subject, however, to a certain Memorandum of Understanding dated February 25, 1982, and approved by the Town Board on March 1st, 1982; and
- 3. That the Supervisor complete the necessary forms and forward same to the Erie County Department of Personnel.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK VOTED YES
SUPERVISOR KEYSA VOTED YES

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GRZYBOWSKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KWAK, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid from their respective accounts:

ACCOUNT	ORDER NUMBER	TOTAL AMOUNT
General Fund	No. 1667 to 1725 Incl.	\$138,683.76
Part Town Fund	No. 831 to 831 Incl.	\$ 6,700.00
Highway Fund	No. 966 to 993 Incl.	\$ 53,812.03
Special District Fund	No. 566 to 566 Incl.	\$ 364.42
Trust & Agency Fund	No. 555 to 562 Incl.	\$ 21,336.52
Federal Revenue Sharing Fund	No. 323 to 334 Incl.	\$ 4,979.52
Capital Fund	No. 597 to 597 Incl.	\$ 38,000.00
Community Development Fund	No. 1072 to 1072 Incl.	\$ 124.50
Community Development Fund (Rehabilitation Escrow Acct.)	No. 121 to 121 Incl.	\$ 300.00
and,		

BE IT FURTHER

RESOLVED, that the claim of Rupp Rental for \$124.50 dated March 8, 1982, be and is hereby approved and the Supervisor be and is hereby ordered to submit this claim to the Community Development Project No. 436313 for reimbursement, and

BE IT FURTHER

RESOLVED, that the claim of applicant and Sitarek Construction Co. for \$300.00, dated March 31, 1982, Grant No. 504 Town of Lanc. is hereby approved by the Community Development Program and the Supervisor is hereby ordered to submit this claim for payment.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of Building Permits be and are hereby authorized:

<u>NO.</u>	NAME	ADDRESS	STRUCTURE
21	Lawrence Blair	6492 Broadway	EX. FR. SIN. DWLG
22	Beauty Pools Inc.	29 Kennedy Ct.	ER. POOL
23	Dale Boltz	Miller St.	ER. FR. SHED
24	Josela Enter.	10 Petersbrook Cir.	ER. FR. SIN. DWLG, PVT. GARAGE
25	Gerald Caci	197 Ransom Rd.	REBUILD FR. SIN. DWLG
26	Josela Enter.	5 Squirrel Run	ER. FR. SIN. DLWG, PVT. GARAGE
27	Ernest Moch	35 Giele Ave.	EXT. FR. BRK. VEN. SIN. DWLG
28	Josela Enter.	30 Petersbrook Cir.	ER. FR. SIN. DWLG
29	Richard Gondek	573 Erie St.	ER. FR. SIN. DWLG, PVT. GARAGE
30	Ignacy Sitarek	443 Lake Ave.	ER. FR. PVT. GARAGE

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution - SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA , TO WIT:

WHEREAS, libraries touch the lives of every citizen, either directly or indirectly, and

WHEREAS, libraries continue to be among our nation's most valuable resources, providing vital information and services to everyone, regardless of ethnic background or economic status, and

WHEREAS, our Town is served by two public, and many school libraries, and

WHEREAS, these libraries are joining the American Library
Association in celebrating the 25th Annual National Library Week with the theme "A Word to the Wise - Library", and

WHEREAS, that theme encourages everyone to be wise by taking advantage of the library's information services - whether for personal enrichment, business, academic pursuits or pleasure,

THEREFORE, I, Stanley J, Keysa, Supervisor of the Town of Lancaster, proclaim April 18 - 24, 1982, to be NATIONAL LIBRARY WEEK in Lancaster and urge every citizen to heed "A Word to the Wise" and call or visit our local libraries this week and throughout the year.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK VOTED YES
SUPERVISOR KEYSA VOTED YES

duly

STATUS REPORT ON UNFINISHED BUSINESS:

- 1. Dumping Permit Application Philip Antonicelli
 On March 10, 1982, the Planning Board recommended denial of this application.
- 2. Dumping Permit Application Walt's Tree Service
 On April 16, 1981, the Planning Board recommended denial of this application. On April 20, 1981, the Town Board returned this application to the Planning Board for further review and recommendation.
- Public Improvement Permit Authorization Countryside Subdivision,
 Phase 1 (Josela)
 The Town Board on October 1, 1979, authorized issuance of P.I.P. No. 75 (street lighting) and P.I.P. No. 76 (sidewalks) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
- 4. Public Improvement Permit Authorization Country View East Subdivision, Phase 1 (Marrano)
 On January 21, 1980, the Town Board authorized issuance of P.I.P. No. 77 (sidewalks) and No. 78 (street lighting) which have not yet been accepted by the Town Board. The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1982.
- 5. Public Improvement Permit Authorization Heritage Hills Subdivision,
 Phase 1
 The Town Board authorized issuance of P.I.P. No. 60 (street lighting) and P.I.P. No. 70 (sidewalks) which have not yet been accepted by the Town Board. The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
- 6. Public Improvement Permit Authorization Woodview Estates Subdivision
 The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and
 No. 58 (street lighting) which have not yet been accepted by the Town
 Board. There is no retention pond associated with this subdivision.
- 7. Rezone Petition Michael Passucci
 On December 21, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
- 8. Street Lighting New Subdivisions
 On March 16, 1982, the Town Clerk wrote to the developers of Heritage Hills Subdivision, Country View East Subdivision, and Countryside Subdivision directing them to prepare their street light improvements for final inspection and acceptance by the Town Board.
- 9. Subdivision Approval Lancaster Industrial Commerce Center
 On May 12, 1981, the N.Y.S. Dept. of Audit and Control acknowledged receipt of Water, Sanitary Sewer, and Drainage District applications.
- On June 1, 1981 this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

- 11. Traffic Study Genesee Street and Ransom Road
 On July 13, 1981, the N.Y.S. Dept. of Transportation notified the Town
 Board that they will conduct this study as their caseload permits.
- 12. Traffic Study Green Arrows at Central and Walden Avenues
 On March 20, 1981, the N.Y.S. Dept. of Transportation notified the Town
 Board that green arrows will be installed at this intersection.
- 13. Traffic Study Speed Reduction on William Street
 On October 17, 1980, the N.Y.S. Dept. of Transportation recommended a
 45 MPH speed zone on William Street from Transit Road east to Bowen Road.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Rita Sturm, 59 Susan Drive, Depew, New York, asked the Town Board why the Depew Village Sewer Tax was so high.

The Supervisor explained to Mrs. Sturm how the tax is levied in the Town of Lancaster and the Village of Lancaster and suggested that she contact the Depew Village officials for the exact formula to determine how the tax is levied in the Village of Depew.

Mr. Jack Bromwich, 5631 Broadway, asked the Town Board why the newly appointed detective was given the title of Temporary Detective.

The Supervisor informed Mr. Bromwich that this is the title assigned by the Erie County Personnel Department because all detectives serve at the wish of the Chief of Police and it is not a permanent position.

DISPOSITION

195.	Town of Cheektowaga to Town Clerk - Transmittal of resolution opposing proposed revenue and rate increase requsted by National Fuel.	R. E. F.
196.	Town Clerk to Josela Enterprises, Inc Request lighting standards within Country- side Subdivision be brought into compliance with Town's specifications.	RεF
197.	County Dept. of Environment and Planning to Supervisor - Copy of letter sent to residents giving notice of meeting to be held 3/31/82 at	R & F
	the Town Hall regarding construction of sewers.	
198.	Alden Town Clerk to County Div. of Planning - Transmittal of Notice of Public Hearing to be held 4/19/82 at Alden regarding proposed Local Law No. 2 of 1982.	R & F DEP. TOWN ATTORNEY
199.	West Seneca Developmental Disabilities Service	R & F
	Office to Supervisor - Explanation of developing Community Residential programs with request for meeting.	
200.	Supervisor to Association of Erie County	R & F
	Governments - Comments regarding the ASPA Seminar that was held on 2/19/82.	
201.	N.Y.S. Office of State Comptroller to Supervisor -	R&F
	Transmittal of revised schedule for regional meetings to be held to discuss the Financial Management System.	
202.	N.Y.S. Public Service Commission to	R & F
	Supervisor - Notice of Special Public Hearing to be held	
	4/28/82 at Lockport regarding N.Y.S. Electric and Gas Corp.'s rate proposals.	
203.	Lancaster/Depew Leagues, Inc. to Supervisor - Invitation to attend Little League parade and Opening Day ceremonies on 5/16/82.	R & F
204.	Supervisor to ECSD No. 4 and Town Engineers -	R & F
	Request attendance at adjourned public hearing to be held 4/5/82 regarding sewer rehabilitation bond issue.	
205.	HUD to Supervisor - Statement of position regarding Countryside Subdivision.	SUPERVISOR DEP. TOWN ATTORNEY
206.	Edward J. Mikula to Town Board - Notice of resignation effective 4/1/82 from position of Town Historian.	R & F SUPERVISOR
207.	Supervisor to ECSD No. 4 - Comments and request for modification of taxing formula applied to sewers in Como Park.	R & F SUPERVISOR
208.	County Dept. of Environment and Plannning to Supervisor -	RεF
	Request assistance in updating zoning and	

DISPOSITION

209.	County Executive to Supervisor - Notice of work session to be held 3/27/82 at ECC South to address problem of	R&F
	battle for O/M aid for local sewer districts.	
210.	County Dept. of Health to Supervisor - Notification of Town not complying with requirements of the State Sanitary Code.	R & F
211.	City of North Tonawanda to Supervisor - Request comments regarding services of Ernest A. Holfoth.	COUNCILMAN CZAPLA
212.	Senator Walter J. Floss, Jr. to Supervisor - Invitation to press conference on 3/19/82 at Buffalo regarding report entitled Small Business: A Need for Statutory and Regulatory Relief.	R & F
213.	Town Clerk to Town Board - Resume of actions taken in regards to Town Board meeting held 3/15/82.	R & F
214.	Twin Dist. Vol. Fire Co., Inc. to Town Clerk - Recommendation of new member to active roster.	R & F
215.	Town Attorney to Town Board - Request authorization to have Deputy Town Attorney attend Municipal Law Section Seminar at New York City on 4/29/82.	R & F
216.	Town Justices to Town Clerk - Transmittal of schedule of Town Court hours.	R & F
217.	Highway Supt. to Supervisor - Report and cost estimates regarding street signs in subdivisions.	R & F
218.	Commercial Union Insurance Companies to Town Clerk - Formal notice of claim filed against Bowmansville Vol. Fire Assn.	REF
219.	N.Y.S. Board of Equalization and Assessment to Supervisor - Certificate of Final State Equalization Rate for Assessment Roll Completed.	R & F
220.	County Executive to Supervisor - Invitation to general discussion on 4/2/82 at Buffalo regarding proposed creation of advisory committee for CD funds.	R & F
221.	N.Y.S. Assembly Task Force on Rural Affairs and N.Y.S. Assembly Task Force on Infrastructure to Supervisor - Agenda of conference to be held 4/22/82 at Albany regarding cooperative approaches to stabilization and expansion.	SUPERVISOR
222.	Erie County Soil and Water Conservation District to Supervisor - Notice of Farmland Retention Conference to be held at Buffalo on 4/7/82.	RALPH MITZEL PAVEMENT ROAD
223.	Town Clerk to Zoning Board members - Transmittal of Legal Notice of Public Hearing to be held 4/4/82 regarding variance petition of M/M Thomas Stoll.	R&F

DISPOSITION

224.	Building Inspector to Town Board - Monthly report for March 1982.	R & F
225.	Supervisor to Town Board - Notification of various investments made during March 1982.	R & F
226.	County Office of Criminal Justice Planning to Police Chief - Application and steps to be taken regarding STOP-DWI revenues.	R & F
227.	Blue Cross/Blue Shield to Supervisor - Notification of rate changes.	SUPERVISOR
228.	N.Y.S. Energy Office to Supervisor - Transmittal of seminar dates and sites regarding the OSEAS Program.	CONSERVATION COMMITTEE
229.	Lancaster Public Library Director to Supervisor - Transmittal of proclamation to promote National Library Week, 4/18-24/82.	TOWN CLERK FOR SUSPENDED RESOLUTION
230.	Youth Bureau to Supervisor - Status or proposed Social Work Counselor position funding.	R & F
231.	Erie County Dept. of Environment and Planning to Supervisor - Transmittal of data relative to the Erie Mobile Radio District Towers Project.	R & F
232.	Drug Abuse Prevention Council to Town Board - Notification that meeting scheduled for 2/11/82 was not held due to quorum not present.	R & F
233.	Commercial Union Insurance Companies to Town Clerk (Duplicate of 218) - Formal notice of claim filed against Bowmansville Vol. Fire Assn.	R & F
234.	County Dept. of Environment and Planning to Supervisor - Request meeting with Board of Managers to discuss Como Park sewers.	RεF
235.	County Dept. of Environment and Planning, ECSD No. 4 to Supervisor - Copy of letter sent to property owners regarding notice of sanitary sewer availability.	R & F
236.	George Schattner to Supervisor - Complaint of debris from K Mart.	R & F
237.	Planning Board to Town Board - Notification that no recommendation can be made at this time regarding cluster mail- boxes in subdivisions.	R & F KWAK & GRZYBOWSKI
238.	Planning Board to Town Board - Minutes from meeting held 3/17/82.	R & F
239.	Town Attorney to Town Board - Recommendations regarding notice of site selection - State Operated Intermediate Care Facility.	R & F

COMMUNICATIONS CONT'D.:

DISPOSITION

Town Clerk to Supervisor -Monthly report for March 1982.

241. D.C.O. to Town Board -Monthly report for March 1982.

The Supervisor requested a suspension of the necessary rule for immediate consideration of the following communications -SUSPENSION GRANTED.

242. NYSEG to Supervisor -Transmittal of proposal to replace lighting fixtures and transmittal of "Application for Street Lighting Service".

243. The State Insurance Fund to Supervisor -Invitation to attend Buffalo District Policyholders Advisory Council meeting at Niagara Falls, New York on 4/28/82.

244. D.C.O. to Town Board -Request permission to purchase new vehicle.

TOWN CLERK FOR
RESOLUTION
SUPERVISOR
TOWN CLERK
DEP. TOWN ATTORNEY
PUBLIC SAFETY COMM.

ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 11:45 P.M.